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To: 'microsoft.atr@usdoj.gov'
Date: 1/23/02 10:10am
Subject: Microsoft Settlement

I am writing to comment on the proposed Microsoft settlement. I believe that the settlement is inadequate on a number of issues:

1. It doesn't take into account Windows-compatible operating systems.
2. It contains misleading and overly-narrow provisions and definitions.
3. It fails to prohibit anti-competitive license terms currently in use by Microsoft.
4. It fails to prohibit intentional incompatibilities historically used by Microsoft.
5. It fails to prohibit anti-competitive practices towards OEMs.

Because of these inadequacies, the proposed Final Judgement as written allows and encourages significant anti-competitive practices to continue, delays the emergence of competing Windows-compatible operating systems, and is thus not in the public interest. It should not be adopted without substantial revision to address these problems.

Thank you.